

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

FILED

CLERKS OFFICE

2005 FEB 10 P 1:25

TODD VINCENT,

v.

BUREAU OF PRISONS,

Defendant.

No.

U.S. DISTRICT COURT  
DISTRICT OF MASS.

05-40036

PETITION FOR RELEASE

Filed by Plaintiff  
TODD VINCENT

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

TODD VINCENT,

v.

BUREAU OF PRISONS,

Defendant.

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**PETITION FOR RELEASE**

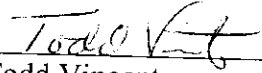
AND NOW, comes the Plaintiff, Todd Vincent who requests and avers the following:

1. Pursuant to 18 USC §3624(c) the Bureau of Prisons shall assure that a prisoner spend a reasonable part of the last 10 percentum of the term of imprisonment under conditions that will afford him a reasonable opportunity to adjust and prepare for re-entry into the community.
2. Pursuant to 18 USC §3621(b) the Bureau of Prisons is not limited to the 10 percentum rule and may at any time...direct the transfer of a prisoner from one penal or correctional facility to another.
3. Therefore, §3621(b) permits the Bureau of Prisons to transfer a prisoner to a community correction center at any time during his prison term. Goldings v. Winn, 383 F.3d 17 (1<sup>st</sup> Cir. 2004).
4. Plaintiff has been a model prisoner and completed all prison programs.
5. Plaintiff is married and has two young children.
6. Plaintiff is within six months of his release date and respectfully asks the Bureau of Prisons to release him to a community correction center.
7. The Bureau of Prisons had a policy of transferring prisoners to community correction centers 6 months prior to scheduled release.

8. Plaintiff requests that the Bureau of Prisons follows its policy.

**WHEREFORE**, it is respectfully requested that the Bureau of Prisons transfer plaintiff to a community correction center.

Respectfully submitted,

  
\_\_\_\_\_  
Todd Vincent

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

**TODD VINCENT,**

)

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No.

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V.

)

**BUREAU OF PRISONS,**

)

)

**Defendant.**

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## CERTIFICATE OF SERVICE

I, hereby certify that a true and correct copy of the petition for release was served on this 7th day of February, 2005, by first-class regular mail, postage prepaid upon the following:

WARDEN  
Federal Medical Center Devens  
P.O. Box 880  
Ayer, MA 01432

Clerk U.S. District Court  
District of Massachusetts  
1 Courthouse Way  
Boston, Massachusetts 02210

Todd Vincent  
Todd Vincent

IN THE UNITED STATES DISTRICT COURT  
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TODD VINCENT,

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No.

**05-40036**

**PRELIMINARY ORDER OF COURT**

AND NOW, to-wit, this \_\_\_\_ day of \_\_\_\_\_, 2005, it is hereby  
**ORDERED, ADJUDGED** and **DECREED** that a hearing on the within petition for release is  
hereby scheduled for the \_\_\_\_ day of \_\_\_\_\_, 2005.

**BY THE COURT:**

\_\_\_\_\_, J.

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

**TODD VINCENT,**

**V.**

**BUREAU OF PRISONS,**

**Defendant.**

No.

05-40036

## ORDER OF COURT

**AND NOW**, to-wit, this \_\_\_\_ day of \_\_\_\_\_, 2005, it is hereby

**ORDERED, ADJUDGED and DECREED** that the within petition for release is hereby \_\_\_\_\_

**BY THE COURT:**

\_\_\_\_\_, J.